

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

**UTILITY
PATENT APPLICATION
TRANSMITTAL**
*(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))*

Attorney Docket No. 1855.1069-006

First Named Inventor or Application Identifier Christopher J. Horvath

Express Mail Label No. EJ611949115US

Title of Invention Method of Inhibiting Stenosis and Restenosis

22254 U.S.P.T.O.
11/662061
09/12/03

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. [X] Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>	6. [X] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
2. [X] Specification Total Pages [74] <i>(preferred arrangement set forth below)</i>	a. [] Computer Readable Form
- Descriptive title of the invention	b. [X] Paper Copy (identical to computer copy)
- Cross References to Related Applications	[11] Pages
- Statement Regarding Fed sponsored R & D	c. [] Statements verifying identity of above copies
- Reference to sequence listing, a table, or a computer program listing appendix	
- Background of the Invention	
- Brief Summary of the Invention	
- Brief Description of the Drawings <i>(if filed)</i>	
- Detailed Description	
- Claim(s)	
- Abstract of the Disclosure	
3. [X] Drawing(s) (35 U.S.C. 113) Total Sheets [24] [] Fig. of the Drawings for Publication [] [X] No Figure to be Published	
4. [X] Oath or Declaration Total Pages [6]	
a. [] Newly executed (original or copy)	
b. [X] Copy from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i>	
i. [] <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).	
5. [] CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i>	

ACCOMPANYING APPLICATION PARTS

7. [] Assignment Papers (cover sheet & documents)
[X] Assignee - Millennium Pharmaceuticals, Inc.
Cambridge, Massachusetts
8. [] Power of Attorney [] 37 C.F.R. 3.73(b) Statement
9. [] English Translation Document *(if applicable)*
10. [X] Information Disclosure Statement (IDS)/PTO-1449 [] Copies of IDS Citations
11. [X] Preliminary Amendment
12. [X] Return Receipt Postcard
13. [] Small Entity Statement(s)
- 14a. [] Foreign Priority Claim under 35 U.S.C. §119 or 365
- 14b. [] Certified Copy of Priority Document(s)
15. [] Nonpublication Request *(check parent application)*
16. [X] Other Remarks/Change of Correspondence Address:
Request Under 37 C.F.R. § 1.821(e) and Statement Under 37 C.F.R. § 1.821(f); Copies of current claims of U.S. Application Nos. 09/497,625, 09/840,459 and 09/898,513

17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.

[X] Continuation [] Divisional [] Continuation-in-part (CIP) of prior application No.: 09/809,739

Prior application information: Examiner: Jessica H. Roark, Ph.D. Group Art Unit: 1644

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is incorporated herein by reference.
(Add standard Related Applications section with incorporation by reference to specification or update same)

18. CORRESPONDENCE ADDRESS

NAME	Customer No. 021005				
	HAMILTON, BROOK, SMITH & REYNOLDS, P.C.				
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Signature	Robert H. Underwood	Date	September 12, 2003
Submitted by Typed or Printed Name	Robert H. Underwood	Reg. Number	45,170

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS	Attorney Docket Number	1855.1069-006
	Application Number	
	First Named Inventor	Christopher J. Horvath

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	20 - 20* =	0	x \$ 18 =	\$ 0
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	3 - 3** =	0	x \$ 84 =	\$ 0
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 750
			Total of above Calculations =		\$ 750
			Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =		\$
			TOTAL =		\$ 750
			Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =		\$
			Petition for Extension of Time Fee (37 C.F.R. 1.17) =		\$
			Assignment Recordation Fee = (only when filed with application)		\$
			[Other]		\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent		TOTAL =		\$ 750

1. Small entity status:
 - a. A small entity statement is enclosed.
 - b. A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
 - c. Is no longer claimed.
2. A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.
3. A check is enclosed for \$ 750. Please charge \$[] to Deposit Account No. 08-0380.
4. Other: _____

Signature	<i>Robert H. Underwood</i>	Date	<i>September 12, 2003</i>
Submitted by Typed or Printed Name	Robert H. Underwood	Reg. Number	45,170

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Christopher J. Horvath and Patricia E. Rao

Continuation of:

Application No.: 09/809,739

Filed: March 15, 2001

For: METHOD OF INHIBITING STENOSIS AND RESTENOSIS

Date: September 12, 2003

EXPRESS MAIL LABEL NO. EJ611949115US

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 09/809,739 filed on March 15, 2001 to which priority is claimed under 35 U.S.C. §120.

The Related Applications paragraph and document identifying information at the top of page 1 have been revised. In addition, the attorney's docket number has been revised in the header of pages 2-74.

New Claims 34-39 have been added. Support for the new claims is found, for example, at page 2, line 25 through page 3, line 9, and in Claims 2 and 3 as originally filed.

Corrections to Figures 17 and 18 were approved by the Examiner in the parent application. This application is being filed with Formal Drawings that include the corrected Figures 17 and 18 that were approved in the parent application.

The brief description of Figures 6A-6D on page 6 have been amended to comport with the Formal Drawings. Specifically, “, stippled bars” has been deleted from the brief description of each of Figures 6A-6D.

The “Sequence Listing” is presented as sheets 1/11 - 11/11 at the end of the Application.

The application does not contain new matter.

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a Notice of Change of Correspondence Address was submitted in parent Application No. 09/809,739. Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to Helen E. Wendler, Esq. at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Robert H. Underwood
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Dated: September 12, 2003